



General Assembly

**Substitute Bill No. 1010**

January Session, 2005

\* \_\_\_\_\_SB01010APP\_\_\_\_050305\_\_\_\_\_\*

**AN ACT CONCERNING THE INDEMNIFICATION OF MEMBERS OF  
THE ARMED FORCES OF THE STATE.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 4-165 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective from passage*):

3 (a) No state officer or employee shall be personally liable for  
4 damage or injury, not wanton, reckless or malicious, caused in the  
5 discharge of his or her duties or within the scope of his or her  
6 employment. Any person having a complaint for such damage or  
7 injury shall present it as a claim against the state under the provisions  
8 of this chapter.

9 (b) For the purposes of this section, (1) "scope of employment" [shall  
10 include,] includes but is not [be] limited to, (A) representation by an  
11 attorney appointed by the Public Defender Services Commission as a  
12 public defender, assistant public defender or deputy assistant public  
13 defender or an attorney appointed by the court as a special assistant  
14 public defender of an indigent accused or of a child on a petition of  
15 delinquency, (B) representation by such other attorneys, referred to in  
16 section 4-141, of state officers and employees in actions brought  
17 against such officers and employees in their official and individual  
18 capacities, (C) the discharge of duties as a trustee of the state  
19 employees retirement system, (D) the discharge of duties of a

Section 1	<i>from passage</i>	4-165
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<b>VA</b>	<i>Joint Favorable Subst. C/R</i>	JUD
<b>JUD</b>	<i>Joint Favorable</i>	
<b>APP</b>	<i>Joint Favorable</i>	